

REGULAR CITY COUNCIL MEETING
SEPTEMBER 8, 1986

PRESENT

Ruth Hansen
Craig Greathouse
Don Dafoe
David Church
Neil Dutson
Gayle Bunker

Mayor
Council Member
Council Member
Council Member
Council Member
Council Member

ABSENT

Dorothy Jeffery

City Recorder

OTHERS PRESENT

Jim Allan
Virginia Taylor
Warren Peterson
Neil Forster
Dennis Leavitt
Charlotte Leavitt
Roger Young
Max Wood

City Manager
City Clerk
City Attorney
Public Works Director
Public Works Department
City Resident
Chief of Police
Parks & Recreation Director

Mayor Ruth Hansen called the meeting to order at 7:00 p.m. Virginia Taylor, City Clerk, acted as secretary. Mayor Hansen stated that notice of the meeting time, place and agenda was posted at the principal office of the governing body located at 76 North 200 West and was provided to the Millard County Chronicle/Progress, the local radio station, KNAK, and to each member of the City Council by personal delivery two days prior to the meeting.

MINUTES

The proposed minutes of a regular City Council meeting held August 18, 1986, were presented for consideration and approval. The Council reviewed the minutes briefly and proposed corrections, after which Council Member David Church MOVED that the minutes be approved as corrected. The motion was SECONDED by Council Member Craig Greathouse. Mayor Hansen asked if there were any further comments or questions regarding the motion. There being none, she called for a vote. The motion passed unanimously.

ACCOUNTS PAYABLE

The Council reviewed the accounts payable, a list of which had been given to them two days prior to the meeting. Following a brief discussion of the accounts payable, Council Member Don

Dafoe MOVED that the accounts payable be approved for payment as listed, in the amount of \$40,889.52. Council Member Craig Greathouse SECONDED the motion. Mayor Hansen asked if there were any further comments or questions regarding the motion. There being none, she called for a vote. The motion passed unanimously.

MAX WOOD: UTAH LAND & WATER CONSERVATION FUND - GRANT

Mayor Hansen asked Parks & Recreation Director Max Wood to review with the Council a proposed Land and Conservation Fund Request.

Parks & Recreation Director Max Wood reviewed with the Council the Central Park Improvement Project. Mr. Wood said that Phase I of the project includes installation of a sprinkling system in one portion of the park, building a cinderblock structure to function as a park restroom and maintenance shop, and upgrading the drainage, athletic field, and landscaping of the park. Mr. Wood said that the cost projection of the project is as follows:

Sprinkler System	\$ 5,732
Cinderblock Building	23,000
Athletic Field	15,732
TOTAL:	\$44,464

Mr. Wood said that \$28,732 has been budgeted for the Central Park Improvement Project and application is being made for matching funds from the Utah Department of Natural Resources Land and Conservation Fund. Mr. Wood asked the Council if they were in favor of the project and the application for funds.

The Council spoke in favor of the proposal, after which Council Member David Church MOVED that the Council approve the Central Park Improvement Project provided sufficient money has been budgeted for the project. Mr. Church further MOVED that Parks Director Max Wood be authorized to make a grant application to the Utah Department of Natural Resources Land and Conservation Fund. The motion was SECONDED by Council Member Neil Dutson. Mayor Hansen asked if there were any further comments or questions regarding the motion. There being none, she called for a vote. The motion passed unanimously.

NEIL FORSTER: BID SPECIFICATIONS FOR 3/4 TON PICKUP TRUCK

Mayor Hansen asked Public Works Director Neil Forster to review with the Council bid specifications for a 3/4 Ton Pickup Truck to be used in the Public Works Department.

Public Works Director Neil Forster presented a list of bid specifications for a 3/4 Ton Pickup Truck - 1987 Model. The Council reviewed the list in detail. Mr. Forster said that \$10,500 has been budgeted from Revenue Sharing revenues for the purchase. Mr. Forster said that \$1,500 has also been budgeted for a tool box and a two-way radio to equip the new truck.

Following a brief discussion, Council Member Gayle Bunker MOVED to authorize Public Works Director Neil Forster to advertise for bid the specifications as presented for a 3/4 Ton Pickup Truck. The motion was SECONDED by Council Member Neil Dutson. Mayor Hansen asked if there were any further comments or questions regarding the motion. There being none, she called for a vote. The motion passed unanimously.

NEIL FORSTER: PUP TRAILER BIDS

Mayor Hansen asked Public Works Director Neil Forster to review bids received for a pup trailer for the City's 10-wheel dump truck. Public Works Director Neil Forster said that three companies were asked to bid on a pup trailer for the 10-wheeler used in the Public Works Department. He then presented a copy of bid quotations received from H & K Truck Equipment in the amount of \$18,796 and Tesco Williamsen, the apparent low bidder, in the amount of \$13,975. He reviewed them in detail with the Council. He also said the third company did not submit a bid.

Mr. Forster said that the bid price of the trailer does not include tires and said that tires could be purchased seperately for \$2,002, representing a savings of about \$2,000. He said that \$26,500 has been budgeted for the purchase of pup trailer, tires and set up. Council Member Don Dafoe MOVED to award Tesco Williamsen the bid for the pup trailer in the sum of \$13,975., also to approve the purchase of tires and set up of the truck. Council Member David Church SECONDED the motion. Mayor Hansen asked if there were any further comments or questions regarding the motion. There being none, she called for a vote. The motion passed unanimously.

Council Member Craig Greathouse was excused from the meeting at 7:30 p.m.

ROGER YOUNG: LOAD LIMIT ORDINANCE

Mayor Hansen asked Chief of Police Roger Young to present the proposed load limits ordinance for the Delta City Streets.

Chief Roger Young presented a copy of proposed Delta City Street Weight Limits prepared by City Engineer John Quick along with a proposed ordinance entitled:

AN ORDINANCE REPEALING SECTIONS 11-323, 11-325 AND 11-343 OF THE REVISED ORDINANCES OF DELTA CITY (1981 EDITION), AS AMENDED, AND REENACTING SAID SECTIONS 11-323, 11-324 AND 11-343 WITH APPENDICES THERETO LABELED AS APPENDICES "B," "C" AND "D" TO TITLE 11-000, RESPECTIVELY, AND ADOPTING CHAPTER 11-400 TO THE REVISED ORDINANCES OF DELTA CITY AND AN APPENDIX THERETO ESTABLISHING LOAD LIMITS FOR CERTAIN STREETS IN DELTA CITY.

The Council reviewed the proposed ordinance and the Delta City Street Design and Weight Limit Analysis in detail. The Council expressed their concern regarding the restrictions that the load limits would place on the local truck drivers. The Council agreed that the streets need to be protected from heavy loads to insure longer life of the roads, but felt that the proposed load limits were too restrictive. Public Works Director Neil Forster recommended that Mr. Quick revise the Delta City street limits so they are more realistic for Delta City streets.

Council Member Neil Dutson recommended that the streets be protected through voluntary compliance and suggested that those individuals in the trucking business be contacted and be asked to travel designated roads within the City rather than establishing mandatory weight limits.

Following further discussion. Council Member David Church MOVED to adopt Ordinance No. 86-106, Section 11-323. "Prima Facie Speed-Designated Streets" and Section 11-325. "Through Streets Designated," which includes Appendices "B" and "C" with Appendix "B" to include a provision reading "Sandhill Road - 700 North (from Canal bridge to Hwy 6) with a speed limit of 40 mph", but deleting Sections 3 and 4 of the proposed ordinance relating to parking restrictions and load limitations and to correct the title and written form of the proposed ordinance accordingly. The motion was SECONDED by Council Member Don Dafoe. Mayor Hansen asked if there were any further comments or questions regarding the motion. There being none, she called for a roll call vote. The voting was as follows:

Council Member Gayle Bunker	Yes
Council Member David Church	Yes
Council Member Don Dafoe	Yes
Council Member Neil Dutson	Yes
Council Member Craig Greathouse	Absent

Mayor Ruth Hansen then signed the ordinance.

MAYOR RUTH HANSEN: INTERLOCAL ACT AGREEMENT-911 EMERGENCY CALLING SYSTEM

Mayor Hansen reminded the Council of a letter received from Millard County requesting that Delta City participate in a 911 emergency services dialing system, including imposition of a \$.50 per month charge on all telephone lines within the service area to provide funding for the system.

The Council discussed the 911 emergency dialing system and decided not to participate because of the additional fee that has recently been charged the citizens of Delta City for solid waste and because of the recent increase in sewer rates. The Council concurred that Millard County should provide the 911 emergency dialing service and they should also stand the expense of that service.

Following a brief discussion, Council Member David Church MOVED that Delta City not participate in the 911 emergency dialing system at this time for the reasons discussed. Council Member Neil Dutson SECONDED the motion. Mayor Hansen asked if there were any further comments or questions regarding the motion. There being none, she called for a vote. The motion passed unanimously.

ATTORNEY WARREN PETERSON: AGREEMENT FOR STATE ADMINISTRATION OF LOCAL SALES AND USE TAXES

Mayor Hansen asked Attorney Peterson to present a proposed agreement for State Administration of Local Sales and Use Taxes to the Council.

Attorney Peterson said that the State Tax Commission requires that a written request be made to receive the detailed information on local taxes each quarter. He said the State Tax Commission had forwarded a proposed agreement between the Tax Commission and Delta City providing for administration of sales and use tax collections within Delta City by the tax commission and for release of the quarterly sales tax reports to Delta City. Mr. Peterson said that he had reviewed the proposed agreement for State Administration of Local Sales and Use Taxes and found significant problems in the form of the agreement. He said he had prepared a new agreement and asked the Council to review it.

Following a brief discussion, Council Member Don Dafoe MOVED to table this item to allow for review of Attorney Peterson's proposed agreement. Council Member David Church SECONDED the motion. Mayor Hansen asked if there were any further comments or questions regarding the motion. There being none, she called for a vote. The motion passed unanimously.

JIM ALLAN: PARTIAL PAYMENT REQUEST-ROLFE CONSTRUCTION-OPEN DRAIN ENCLOSURE PROJECT

Mayor Hansen asked City Manager Jim Allan to present a partial payment request for Rolfe Construction.

City Manager Jim Allan reviewed with the Council a pay request for Rolfe Construction for the Open Drain Enclosure Project in the amount of \$18,904.95.

Public Works Director Neil Forster reported that the quality of work being done on the Open Drain Enclosure Project by Rolfe Construction appeared to be good and the November 1, 1986, project completion date will probably be met.

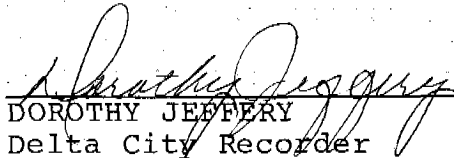
Following a brief discussion, Council Member David Church MOVED to approve partial payment to Rolfe Construction in the amount of \$18,904.95. The motion was SECONDED by Council Member Neil Dutson. Mayor Hansen asked if there were any further comments or questions regarding the motion. There being none, she called for a vote. The motion passed unanimously.

CITY ACTIVITY REPORT

Mayor Hansen asked if any of the Council Member had any City business to discuss. Council Member Don Dafoe asked Attorney Peterson to review Delta City pending litigations. Attorney Peterson then gave a status report on the cases of Kenneth Kauwe vs. Delta City, Russell McAuley vs. Delta City, Ray Valdez vs. Delta City and Merlin Christensen, et. al. vs. Southland Corporation and Delta City.

Mayor Ruth Hansen asked if there were any further comments or questions or items to be discussed. There being none, Council Member Neil Dutson MOVED to adjourn. The motion was SECONDED by Council Member David Church. Mayor Hansen declared the meeting adjourned at 9:00 p.m.


RUTH HANSEN, Mayor


DOROTHY JEFFERY
Delta City Recorder

MINUTES APPROVED: RCCM 9-29-86